

MINUTES OF THE LAFAYETTE COMMON COUNCIL
JUNE 1, 1998
REGULAR SESSION

The Common Council of the City of Lafayette, Indiana met in Regular Session on Monday, June 1, 1998, at 7:00 p.m. in the City Hall Council Chambers, 20 North 6th Street, Lafayette, Indiana.

President Alting called the meeting to order at 7:00 p.m.

The Pledge of Allegiance was given to the flag of our Country.

The following members were:

Present:	Boehning, Meyer, Campbell, Downie, Rhoda, Fisher, Smith, Alting
Absent:	Probasco

Councilman Campbell moved to approve the May 11, 1998 Minutes, Councilman Rhoda seconded. The Minutes were accepted by unanimous Voice Vote.

The Clerk stated that there were no Presentations or Disposal of Claims or Presentations of Petitions or Communications.

The Clerk stated that the following reports are available in the Clerk's Office:

- Water Pollution Control Department Annual Report 1997
- Controllars Monthly – April 1998
- Motor Vehicle Report – April 1998
- Miscellaneous Monthly Department Reports

The Clerk read Ordinance 98-25 (An Ordinance Transferring Money Within the Sanitation Department Budget) by title only for second and final reading. Councilman Campbell moved for passage, Councilman Boehning seconded. Butch Worthington, Superintendent, explained the need for the transfer of funds. Ordinance 98-25 passed 7-0 on a roll call vote.

The Clerk read Ordinance 98-28 (An Ordinance to Amend the Zoning Ordinance of Tippecanoe County, Indiana, to Rezone Certain Real Estate from PDRS to PDRS, Saw Mill Run Planned Development, Terry Dillon Petitioner) by title only for first and final reading. Councilman Meyer moved for passage, Councilman Rhoda seconded. Joe Bumbleburg, representing the petitioner, explained the need to rezone the property due to the expiration of the previous zoning designation. Ordinance 98-28 passed 7-0 on a roll call vote.

The Clerk read Ordinance 98-29 (An Ordinance to Amend the Zoning Ordinance of Tippecanoe County, Indiana, to Rezone Certain Real Estate from R3 to MR, David J. Kiser and Rebecca Sullivan Petitioners) by title only for first and final reading. Mr. Bumbleburg, representing the petitioners, stated that Ordinance 98-29 had been withdrawn.

Councilman Downie moved for passage of Ordinance 98-30 (An Ordinance to Amend the Zoning Ordinance of Tippecanoe County, Indiana, to Rezone Certain Real Estate from I3 to GB, Robert L. Dahnke Petitioner) by title only for first and final reading, Councilman Rhoda seconded. Mr. Bumbleburg explained the proposal. Councilman Meyer asked about the Area Plan Commission's concern about unchecked commercial activity. Mr. Bumbleburg stated that industrial zoning is more threatening. Councilman Fisher stated that he grew up close to that area and stated that there has been business activity in that area for a long time. Councilman Meyer asked if any neighborhood association have spoken about this proposal. Councilman Rhoda stated that there was no association that had spoken against the proposal. Mr. Bumbleburg pointed out that Roger Francis had spoken at the APC meeting. Roger Francis, 2131 Union Street, expressed concern about continued encroachment into the neighborhood. Mr. Francis encouraged Council to look at the original Union/Salem corridor study. Sherry

McLauchlan, Community Development Department, stated that there was a very broad cross section that was involved in the corridor study process and this proposal is consistent with that study. Mr. Bumbleburg further explained the proposal. Carl Wagner 2011 Union Street, spoke in opposition to the proposal. Jim Almond, 2009 Union Street, spoke in opposition to the proposal. Council discussion ensued. Ordinance 98-30 passed 6-1 on a roll call vote as follows:

Ayes: Boehning, Meyer, Downie, Rhoda, Fisher, Smith

Nays: Campbell

The Clerk read Ordinance 98-31 (An Ordinance to Amend the Zoning Ordinance of Tippecanoe County, Indiana, to Rezone Certain Real Estate from R3 and NB to PDCC, Earlhurst Office Complex Planned Development, James P. Hoover, Petitioner) by title only for first and final reading. Councilman Fisher moved for passage, Councilman Rhoda seconded. Joe Bumbleburg, representing the petitioner, explained the proposal. Carl Wagner, 2011 Union Street, expressed his concern about the encroachment in his neighborhood. Roger Francis, 2131 Union Street, spoke in favor of the proposal. Councilman Fisher spoke in favor of the proposal. Ordinance 98-31 passed 7-0 on a roll call vote.

The Clerk read Ordinance 98-32 (An Ordinance Re-Affirming the Creation of a Historic District Review Board in and for the City of Lafayette, Indiana) by title only for first reading. Councilman Campbell moved for passage, Councilman Fisher seconded. Sherry McLauchlan stated that a sunset review Council committee had met and recommended the re-affirmation of this Ordinance with a few minor adjustments to help the board conduct business in a more orderly fashion. Councilman Boehning spoke in favor of the Ordinance. Councilman Meyer stated that he is proud of how the board has worked over the years and spoke in favor of the proposal. Councilman Downie encouraged everyone to visit Centennial Park to see the recently erected historical marker. Sandy Lahr, 822 Kossuth Street, spoke in support of the Ordinance. Ordinance 98-32 passed 7-0 on a roll call vote.

The Clerk read Ordinance 98-33 (Amending Ordinance 97-22 to Reorganize the Sanitation and Street Department Positions to operate the Fleet Maintenance Facility) by title only for first reading. Councilman Downie moved for passage, Councilman Smith seconded. Butch Worthington stated that this is a continuation of the reorganization efforts and explained the proposed changes in personnel. Mr. Worthington stated that there would be no increase to the current salary ordinance. Councilman Campbell asked if everything would be moved to the new facility. Mr. Worthington stated that eventually all of his equipment would be moved. Councilman Fisher asked about the inspection foreman. Mr. Worthington stated that the position would work closely with the Engineer's Office on the Ordinance Violations Bureau. Councilman Smith asked how the proposal would effect current staff and Mr. Worthington stated that there would not be any problems with staff. Ordinance 98-33 passed 7-0 on a roll call vote.

Councilman Campbell moved to suspend the rules to consider Ordinance 98-33 on second and final reading, Councilman Boehning seconded. The Motion to suspend the rules passed 7-0 on a roll call vote. Councilman Fisher moved to hear Ordinance 98-33 on second and final reading, Councilman Rhoda seconded. Ordinance 98-33 passed 7-0 on a roll call vote on second and final reading.

The Clerk read Ordinance 98-34 (Establishing Purchasing Rules for the City of Lafayette) by title only for first reading. Councilman Rhoda moved for passage, Councilman Smith seconded. Leslie Ainley, Purchasing Manager, stated that this would keep the city in compliance with a new state public purchasing law that takes effect beginning July 1, 1998. Ms. Ainley further explained the proposal. Councilman Fisher inquired about procedures on change orders from Railroad Relocation. Ms. Ainley stated that those change orders would continue to be recommendations from the Railroad Relocation Department. Ordinance 98-34 passed 7-0 on a roll call vote.

The Clerk read Resolution 98-11 (A Resolution in Support of Maintaining Eastland Drive with a Traffic Signal on S.R.26) by title only for first and final reading. Councilman Fisher moved for passage, Councilman Meyer seconded. Councilman Boehning stated that due to a possible conflict of interest she would excuse herself from discussion and voting on Resolution 98-11. Councilman Fisher explained the

proposal. Eva Ingram, 15 Eastland Drive, spoke in support of the proposal and recognized all those in the audience in favor of the proposal. Louis Sperb, 115 Eastland Drive, spoke in favor of Resolution 98-11 and presented a petition in favor of the proposal. Scott Strong, 11 Eastland Drive, spoke in support of the Resolution. Councilman Fisher spoke in favor of Resolution 98-11. Councilman Rhoda expressed his support for the Resolution and expressed his desire that the light would turn green to Eastland Drive only on demand. Councilman Campbell stated that he hopes that those concerns will be addressed in a corridor study by INDOT. Resolution 98-11 passed 6-0 on a roll call vote with Councilman Boehning abstaining from the vote on Resolution 98-11.

Councilman Campbell moved to suspend the rules to hear Resolution 98-12, Councilman Meyer seconded. The Motion to suspend the rules passed 7-0 on a roll call vote. Eric Burns, City Attorney, stated that Resolution 98-12 needed a sponsor, and Councilman Campbell agreed to sponsor the Resolution. The Clerk read Resolution 98-12 (A Resolution Requesting the Performance of a State Road 26 Corridor Study by the Indiana Department of Transportation) by title only for first and final reading. Councilman Rhoda moved for passage, Councilman Meyer seconded. Councilman Campbell read a portion of Resolution 98-12 for the benefit of the audience. Councilman Fisher spoke in support of the proposal and stated that the proposal sends a message to the State of Indiana that Lafayette is concerned about the corridor. Councilman Fisher recommended that a cover letter should be prepared and sent to INDOT expressing the City's concerns. Councilman Rhoda recommended that there is a need for a study on State Road 38. Councilman Campbell asked Mr. Burns to prepare the document to request a study of State Road 38 and stated that he would sponsor the Resolution. Resolution 98-12 passed 7-0 on a roll call vote. President Alting informed the neighbors that they could pick up a copy of the resolutions in the City Clerk's Office.

There were no Reports of Standing Committees or Special Committees.

Report by the Mayor: Mayor Heath stated that the new trash/recycling trucks are now being used and encouraged increased recycling efforts. Mayor Heath stated that he met in Washington DC with the Chairman of the Board of Norfolk Southern to discuss the need to speed up the funding process because of increased rail traffic in Lafayette. Mayor Heath stated that Governor O'Bannon has pledged to help the shortfall in federal funding. Mayor Heath stated that Munger Park is open and expressed his gratitude to Tom Munger and his family. Mayor Heath stated that Armstrong Park is under construction and acknowledged that there are some traffic difficulties, but stated that there is a study underway for a traffic signal at 18th Street and Beck Lane. Mayor Heath thanked everyone who has supported the Columbian Park project.

Miscellaneous and New Business: Sherry McLauchlan stated that she will set up time for additional Council members to tour the Lahr House project if they are interested.

Council Comment: Councilman Meyer thanked City Clerk Lisa Decker for sending a congratulatory letter to Central Catholic on their state basketball championship. Councilman Fisher acknowledged that he was pleased with a letter that he received from Burkhart Advertising stating that they will no longer advertise for tobacco products after the end of 1998. On behalf of Lee Kuipers, Councilman Fisher thanked the Engineer's, Police, and Street Departments on their efforts to eradicate a troublesome property problem. Councilman Fisher encouraged everyone to look at the current Compliance with Statement of Benefits on tax abatements. Councilman Smith thanked Vicki Mayes, Park Superintendent, for the work she has done to address the concerns of the northside residents and stated that Lafayette is fortunate to have her vision. Councilman Smith stated that he cannot make it to the July Council Caucus and Regular Meeting because he will be at the National Education Association annual convention.

There was no additional Public Comment.

There being no further business to come before the Council, Councilman Campbell moved to adjourn, Councilman Downie seconded. The Motion passed by unanimous Voice Vote. Time being 8:17 p.m.

Minutes prepared by Lisa Decker, City Clerk.